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4 **UNITED STATES DISTRICT COURT**  
5 **DISTRICT OF NEVADA**  
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7 UNITED STATES OF AMERICA,

8 Plaintiff,

9 v.

10 TARL BRANDON,

11 Defendant.  
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Case No. 2:09-CR-00494-KJD-VCF  
2:10-CR-00209-KJD-VCF  
2:10-CR-00407-KJD-VCF

**ORDER**

13 Presently before the Court is Defendant's Notice of Withdrawal of Defendant Tarl Brandon's  
14 Second Motion for New Trial and Related Requests (#180). The Government filed a response in  
15 opposition (#169) to which Defendant replied (#172). Hearing on the Notice of Withdrawal was  
16 held on December 18, 2012 (#177).

17 Having read and considered the motions and arguments of counsel, the Court grants  
18 Defendant's Notice of Withdrawal and terminates the order (#180) granting the Government's  
19 motion to deem the attorney-client privilege waived. Furthermore, Defendant Tarl Brandon's  
20 Second Motion for a New Trial (#165) is **DENIED as moot.**

21 **IT IS SO ORDERED.**

22 DATED this 10th day of May 2013.  
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26 Kent J. Dawson  
United States District Judge